

**REMARKS**

Pursuant to Rule 41.33(a), the instant amendment merely cancels claims, in accordance with Rule 116, and is being file prior to filing of the brief required under Rule 41.37. In particular, claims 5 and 6 have been canceled by amendment above. Claims 5 and 6 have been canceled as they were dependent upon a previously canceled claim (claim 3).

For these reasons, Applicant/Appellant believes the instant amendment is in order and respectfully requests admission of same.

Applicant respectfully submits that the claims are in condition for allowance and respectfully request that a timely Notice of Allowance be issued in this case. The Examiner is invited to contact the below listed attorney if the Examiner believes that a telephone conference will advance the prosecution of this application.

Respectfully submitted,



Date: 8/27/2008

By: \_\_\_\_\_

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